

REMARKS/ARGUMENTS

Favorable reconsideration of this application as presently amended and in light of the following discussion is respectfully requested.

Claims 1-6 are pending in the present application. Claims 1, 3 and 5 are amended by the present amendment.

In the outstanding Office Action, Claims 1-6 were rejected under 35 U.S.C. § 102(e) as anticipated by U.S. Patent No. 6,598,162 to Moskowitz. Applicants respectfully traverse that rejection.

Applicants respectfully traverse the assertion in the outstanding Office Action that Moskowitz discloses “the random key that is generated is also the descrambler of the previously scrambled signal’s format for playback and viewing. (Moskowitz: column 6, lines 52-58).”¹ Applicants indicate that although the cited passage of Moskowitz recites inserting a watermark, the cited passage does not teach or suggest “a watermark signal including the scramble key information concerning the previous video picture,” as recited in independent Claim 1 and as similarly recited in independent Claims 3 and 5.

Further, Applicants respectfully traverse the assertion that Moskowitz discloses that the content can be encoded and scrambled after the data is watermarked.² Moskowitz merely indicates that “[t]he keys are saved in a database,”³ “[u]sing the predetermined key comprised of a transfer function-based mask set,”⁴ and “[a] distributed key can be used to unscramble the scrambled content.”⁵ However, these keys differ from the claimed scramble key information concerning the previous video picture. Thus, Applicants respectfully submit that Moskowitz does not teach or otherwise suggest an encoder to encode the multiplexed signal “including the scramble key information to output encoded video data including the scramble

¹ Office Action at page 2, ¶ 3, lines 3-5.

² Office Action at page 2, ¶ 3, lines 7-9.

³ Moskowitz at column 5, line 53.

⁴ Moskowitz at column 5, lines 61-62.

⁵ Moskowitz at column 6, line 42.

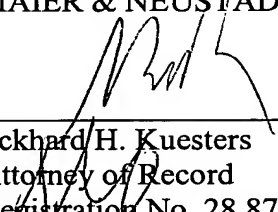
key information” to be used for descramble, or “a scrambler to scramble the encoded video data to output scrambled video data including the scramble key information to be used for descramble,” as recited in amended independent Claim 1 and as similarly recited in amended independent Claims 3 and 5.

Accordingly, Applicants respectfully submit that amended independent Claims 1, 3 and 5, and claims depending therefrom, are allowable.

Consequently, in light of the above discussion and in view of the present amendment, the present application is believed to be in condition for allowance and an early and favorable action to that effect is respectfully requested.

Respectfully submitted,

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